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May 19, 1995

Paul Harvey, Case Manager
Bureau of Federal Case Management
New Jersey Department of Environmental
Protection
401 E. State Street, 5th Floor
CN 028
Trenton, New Jersey 08625

Dear Paul:

This letter is to follow-up on the City's comments on CPS' Phase II RI as well as Fletcher Platt's letter to you dated May 5, 1995.

I enclose a copy of the Department's Verified Complaint dated August 4, 1977. On page 8, paragraph 19, the Complaint references that on August 30, 1976 the Department obtained soil samples of industrial waste liquid situated on the exposed ground within the CPS Chemical storage tank area. These samples revealed several organic chemicals which had been listed by CPS on its raw material finished product inventory submitted to the Department in October of 1975. The list of raw materials is included as Exhibit A of the Complaint.

On the basis of the above, it appears that CPS' operations caused discharges onto the exposed ground near the storage tanks which prompted the Court to order a containment system. As part of the RIFS, it is critical that CPS provide any and all information with respect to these prior releases and discharges.

In your letter to Mark Rogart dated May 1, 1995, providing the Department's comments on CPS' Phase II RI, you requested that CPS conduct a detailed physical evaluation of the facility cap. While an evaluation of the present cap may provide information as to whether or not there is any present discharge to the soil and groundwater beneath the facility, this evaluation

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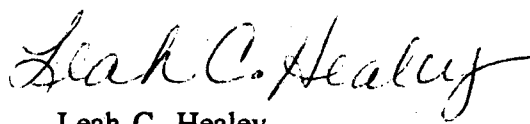


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will not address the presence of historical contamination and the potential that it is releasing into the Watershed.

In light of the recent discovery of the chlorobenzene hot spot on the CPS, it is important that CPS conduct additional soil sampling to identify potential sources in the unsaturated zone. It is unclear from item 10 in your letter to Mr. Rogart as to whether the Department will be requiring further soil sampling.

Very truly yours,



Leah C. Healey

LCH:mb
Enclosures

cc: Dennis Gonzalez, Esq.
Larry Pollex, Dir. of MU
Fletcher Platt, Jr., P.E.
John Osolin, Geologist/Project Manager